

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,

Plaintiff,

v.

LATONIA SMITH,

Defendant.

Case No. 2:19-cr-00304-RFB-VCF

MINUTES OF THE COURT

DATED: April 26, 2021

THE HONORABLE **RICHARD F. BOULWARE, II**, UNITED STATES DISTRICT JUDGE

DEPUTY CLERK BLANCA LENZI COURT REPORTER PATTY GANCI

COUNSEL FOR GOVERNMENT STEVEN MYHRE, DANIEL CLARKSON

COUNSEL FOR DEFENDANT TELIA WILLIAMS, GWYNNE DUMBRIQUE

MINUTES OF PROCEEDINGS: **JURY TRIAL – DAY 3**

The Court convened at 8:59 AM. Defendant is present in custody with defense counsel. Government Counsel along with USPIS Special Agent Justin Steele are present at government counsel table.

Outside the presence of the Jury: The Court addressed the parties regarding juror no. 7. The Court, with no objection from the parties, excused juror no. 7.

Court 5 convened at 9:08 AM in the presence of the jury.

BRENOCH WIRTHLIN, Attorney/Partner (former) with Fennemore Craig, is called, sworn, and testified on direct examination by Mr. Clarkson. Cross examination by Ms. Williams. Mr. Wirthlin is then excused.

Government's exhibit 34 is offered, marked, and admitted into evidence.

SHANNON PIERCE, Attorney with Fennemore Craig, is called, sworn, and testified on direct examination by Mr. Myhre.

Government's exhibit 94, 43, 7, 8 are offered, marked, and admitted into evidence.

Court is recessed at 10:20 AM. The jury is admonished and excused.

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Outside the presence of the jury: Mr. Myhre addressed the Court regarding the possible admission of a video as an exhibit to be entered. The Court ruled to preclude the audio portion of the incident.

Court recessed at 10:35 AM.

Court reconvened at 10:55 AM, in the presence of the jury.

SHANNON PIERCE, Attorney, resumed testimony on direct examination by Mr. Myhre. Witness identifies the defendant. Redirect by Mr. Dumbrique.
Government's exhibits 22, 24 are offered, marked, and admitted into evidence.

Court recessed at 11:41 AM. The jury is admonished and excused.

Outside the presence of the jury: The Court heard representations from witness Pierce as to the objection identified.

Richard Schonfeld, Attorney for Ms. Pierce is identified and addresses the court.

Court reconvened at 12:14 PM in the presence jury.

The Court gave a limiting instruction regarding further testimony of witness.

Court recessed at 12:16 PM. Jury is admonished and excused.

Outside the presence of the jury: The Court heard representations from counsel regarding the witness objection as to her testimony.

Court recessed at 12:18 PM.

Court reconvened at 1:08 PM.

Outside the presence of the jury: The Court heard representations of Mr. Schonfeld regarding the objection as to relevance for the Court's consideration.

Court recessed at 1:14 PM.

Court reconvened at 1:17 PM.

Outside the presence of the jury. Mr. Schonfeld addressed the Court.

Court reconvened at 1:23 PM, in the presence of the jury.

SHANNON PIERCE, Attorney with Fennemore Craig, resumed testimony on cross examination by Mr. Dumbrique,. Redirect examination by Mr. Myhre. Ms. Pierce is then excused.

PETE GONZALEZ, USPIS Forensic Analyst, is called, sworn, and testified on direct examination by Mr. Myhre. The Court designated Mr. Gonzalez as a Forensic expert for the Government. Cross examination by Ms. Williams. Mr. Gonzalez is then excused.

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Government's exhibits 70, 78, 77 are offered, marked, and admitted into evidence.
Government's exhibit 71 is marked.

Court recessed at 2:21 PM.
Court reconvened at 2:33 PM.

Outside the presence of the jury. Government counsel addressed the Court.

Court reconvened at 2:37 PM, in the presence of the jury.

TYRE GRAY, Attorney with Fennemore Craig, is called, sworn, and testified on direct examination by Mr. Myhre. Cross examination by Mr. Dumbrique. Redirect examination by Mr. Myhre. Mr. Gray is then excused.

Government's exhibit 11, 12 are offered, marked, and admitted into evidence.

SHAWNA BRASELTON, Legal Administrator for Fennemore Craig, is called, sworn, and testified on direct examination by Mr. Clarkson. Cross examination by Ms. Williams. Ms. Braselton is then excused.

Court recessed at 3:17 PM. The jury is admonished and excused.

Outside the presence of the jury: The Court confirmed the order of the witnesses for the government.

Court reconvened at 3:22 PM, in the presence of the jury.

The Court directed the jurors to return by 8:50 AM on Tuesday, April 27, 2021. The jurors are admonished and excused.

Jury trial in this matter is continued to Tuesday, April 27, 2021 at 9:00 AM. Counsel is directed to be in the courtroom by 8:30 AM.

The Court adjourned at 3:27 PM.

DEBRA K. KEMPTI, CLERK
U.S. DISTRICT COURT

/s/
BY: _____
Blanca Lenzi, Deputy Clerk